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6/30/16

VIA FACSIMILE (916)227-6282 & U.S. MAIL ONLY

Jill Y. Sewell, Office Chief
State of California Dept. of Transportation
Division of Engineering Services
1727 30th St. Sacramento, CA 95816

Reference: Bid Protest on Contract number 08-OR4404 Vegetation Control

Dear Ms. Jill Sewell,

In response to your letter dated June 29, 2016 we strongly disagree with your determination regarding excavation requirements for this contract. We already responded on this issue but appear that it is not being understood.

Again we reiterate that there is no separate bid item for roadway excavation and therefore it is included in the bid item #15 vegetation control (minor concrete) QTY= 11,800 SQYD

The amount of dirt under the railing that needs to be excavated to a depth of 2 inches is approximately. $((2"/12) \times (11800 \text{ Sqyd} \times 9))/27 = 655 \text{ Yd}^3$. The area of excavation is 6 foot wide by about 17,700 feet long at 2" in depth below the grade and compacted to 95%.

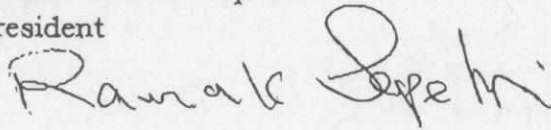
The total amount of dirt that needs to be dug up below the grade line per detail A-A of page 19 (RSP A78C3) of the plans so that concrete can be poured in its place is about 655 cubic yards.

If this operation is not excavation then we would like to know what is it being called in order to disqualify our bid? In order to dig up this amount of dirt a small excavator has to be used. If using excavator for digging up dirt requires a different license than our subcontractors have then we would like to know what license is required?

We strongly request someone who understands construction to review the plans specifically as it relates to construction methods for this work. We strongly urge you to allow us to meet in person at your office so we can demonstrate exactly what is required in performing vegetation control for this contract.

We are available any time and would like to meet as soon as possible to resolve this issue.

Regards,
Ramak "Simon" Sepehri
President

A handwritten signature in black ink that reads "Ramak Sepehri". The signature is written in a cursive, flowing style.